

BOARD OF APPEAL REFERRALS

April 14, 1983

1. Z-6115 Steven D. Popper
30 Iffley Road, Jamaica Plain
2. Z-6116 Christopher Pilkington
Justice Resource Institute (purchaser)
15 Fairfax Street, Dorchester
3. Z-6117 Martin J. Grealish, Trustee, Lake Street Real Estate Trust
2193-2201 Commonwealth Avenue, Brighton
4. Z-6118 Hammond Trust Co.
194-208 High Street, Boston
5. Z-6119-6120 M. Brown, Inc., and Berg, Dimore & Berg, Inc.
95 and 105 Van Ness Street, Boston
6. Z-6121 Gerard S. Curhan
84 Atlantic Avenue and 32-52 Commercial Wharf, Boston
7. Z-6139 Nettie Cummings
62 Greenwood Street, Dorchester
8. Z-6140-6141 R. David Cohen
20-20r Robinwood Avenue, Jamaica Plain
9. Z-6142 William J. and Mary K. Buckley
180 Marlborough Street, Boston
10. Z-6145 Ruth Flora A. Schissler
55-55B South Street, Jamaica Plain
11. Z-6146 Joseph B. Fiske
11 Mather Street, Dorchester
12. Z-6149 Alan Fink
33 Lawrence Street, Boston
13. Z-6150 Society of Jesus of New England
New England College of Optometry
418(r) Beacon Street, Boston
14. Z-6152 John J. Niak
12 Spring Street, West Roxbury
15. Z-6155 Aileen M. Grant
145 West Street, Hyde Park
16. Z-6166 William Braun
71 Beacon Street, Boston
17. Z-6167 Jeffrey Stannett
15a Medford Street, Boston
18. Z-6182 Neworld Bank
11-17 Kingston Street, Boston

MEMORANDUM

April 14, 1983

TO: BOSTON REDEVELOPMENT AUTHORITY
FROM: Robert J. Ryan, Director
SUBJECT: BOARD OF APPEAL REFERRALS

Hearing: 4/26/83

Z-6115
Steven D. Popper
30 Iffley Road, Jamaica Plain
near Washington Street

1½-story structure

District(s):	apartment	general business	industrial
	residential R-.8	local business	waterfront
	single family		manufacturing

Purpose: erect addition to one-family dwelling.

Violation(s):

Rear yard is insufficient.

Petition purchased the abandoned vandalized property from the City in 1982 for owner occupancy; dwelling is undergoing substantial rehabilitation. Proposal has support of abutters and Jamaica Plain Civic Association.
Recommend approval with proviso.

VOTED: In reference to petition Z-6115, Steven D. Popper, 30 Iffley Road, Jamaica Plain, for a variance to erect an addition to a one-family dwelling in a residential (R-.8) district, the Boston Redevelopment Authority recommends approval provided plans are submitted to the Authority for design review.

30 IFFLEY RD
(J.P.)



Board of Appeal Referrals 4/14/83

Hearing: 4/26/83

Z-6116

Christopher Pilkington
 Justice Resource Institute (purchaser)
 15 Fairfax Street, Dorchester
 at Westmoreland Street

2½-story structure

District(s):	apartment _____	general business _____	industrial _____
	residential <u>R-.5</u>	local business _____	waterfront _____
	single family _____		manufacturing _____

Purpose: change occupancy from two-family dwelling to group care residence
 limited for abused children.

Violation(s):

Boarding house is conditional use.

Lot area, lot width, lot frontage, and off-street parking are insufficient.

Height of building is excessive.

As indicated in proposed vote, recommend denial without prejudice until
 concerns of the community have been addressed.

VOTED: In reference to petition Z-6116, Christopher Pilkington, 15 Fairfax Street, Dorchester, for a conditional use and five variances for change of occupancy from two-family dwelling to group care residence limited for abused children in a residential (R-.5) district, the Boston Redevelopment Authority recommends denial without prejudice until concerns of the community have been addressed. Appellant is a licensed Human Services provider under contract with and funded by the Department of Social Services. Proposed facility would accommodate nine adolescents, ages 13-17, who are neglected and abused or homeless, abandoned, or unable to adjust to school, and referred by DSS for 90 to 120 days. Abutters, residents, Cedar Grove Civic Association, and Dorchester United Neighborhood Association have concerns about the project. An advisory board of the Cedar Grove Civic Association is meeting with appellant to try to mitigate the more significant concerns of the community.



2-6116
15 FAIRFAX ST.
(DOR.)

Board of Appeal Referrals 4/14/83

Hearing: 4/26/83

Z-6117

Martin J. Grealish, Trustee
Lake Street Real Estate Trust
2193-2201 Commonwealth Avenue, Brighton
at Lake Street

One-story structure

District(s): apartment _____ general business _____ industrial _____
residential _____ local business L-.5 waterfront _____
single family _____ manufacturing _____

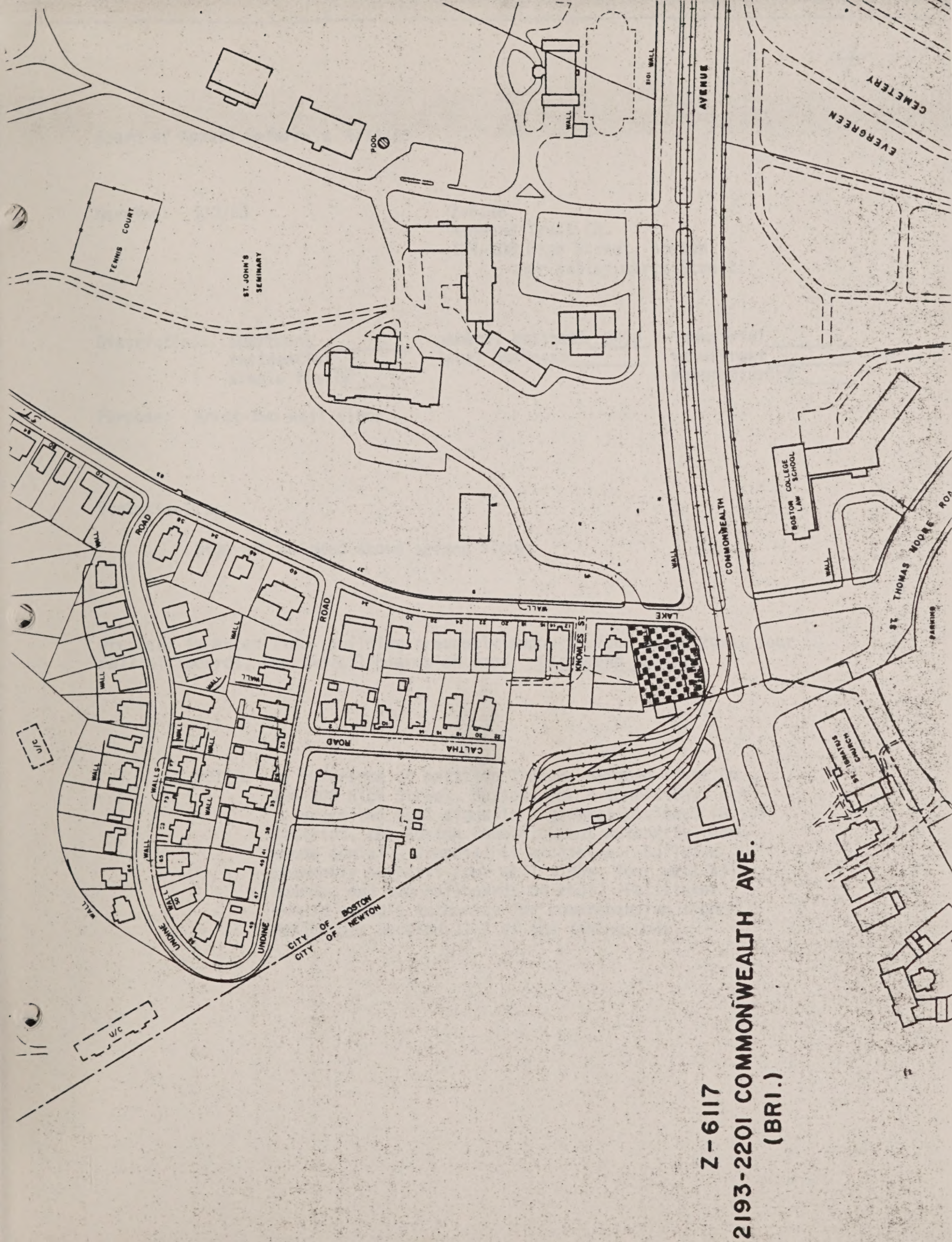
Purpose: convert basement of commercial building (bank, stores) to
retail store.

Violation(s):

Floor area ratio is excessive.

Building presently accommodates eight businesses. Additional store would be inappropriate. This intersection is congested with vehicular traffic; on-street parking is also a problem. Neighbors and abutters are vehemently opposed. Brighton Improvement Association has expressed its opposition.
Recommend denial.

VOTED: In reference to petition Z-6117, Martin J. Grealish, Trustee, Lake Street Real Estate Trust, 2193-2201 Commonwealth Avenue, Brighton, for a variance to convert basement space to retail store in a local business (L-.5) district, the Boston Redevelopment Authority recommends denial. Building presently accommodates eight businesses. Additional store would be inappropriate. This intersection is congested with vehicular traffic; on-street parking is also a problem. Neighbors and abutters are vehemently opposed; Brighton Improvement Association has expressed opposition.



Z-6117

2193-2201 COMMONWEALTH AVE.

(BRI.)

Board of Appeal Referrals 4/14/83

Hearing: 5/3/83

Z-6118
Hammond Trust Co.
194-208 High Street, Boston
near Batterymarch Street

District(s): apartment _____ general business B-10 industrial _____
residential _____ local business _____ waterfront _____
single family _____ manufacturing _____

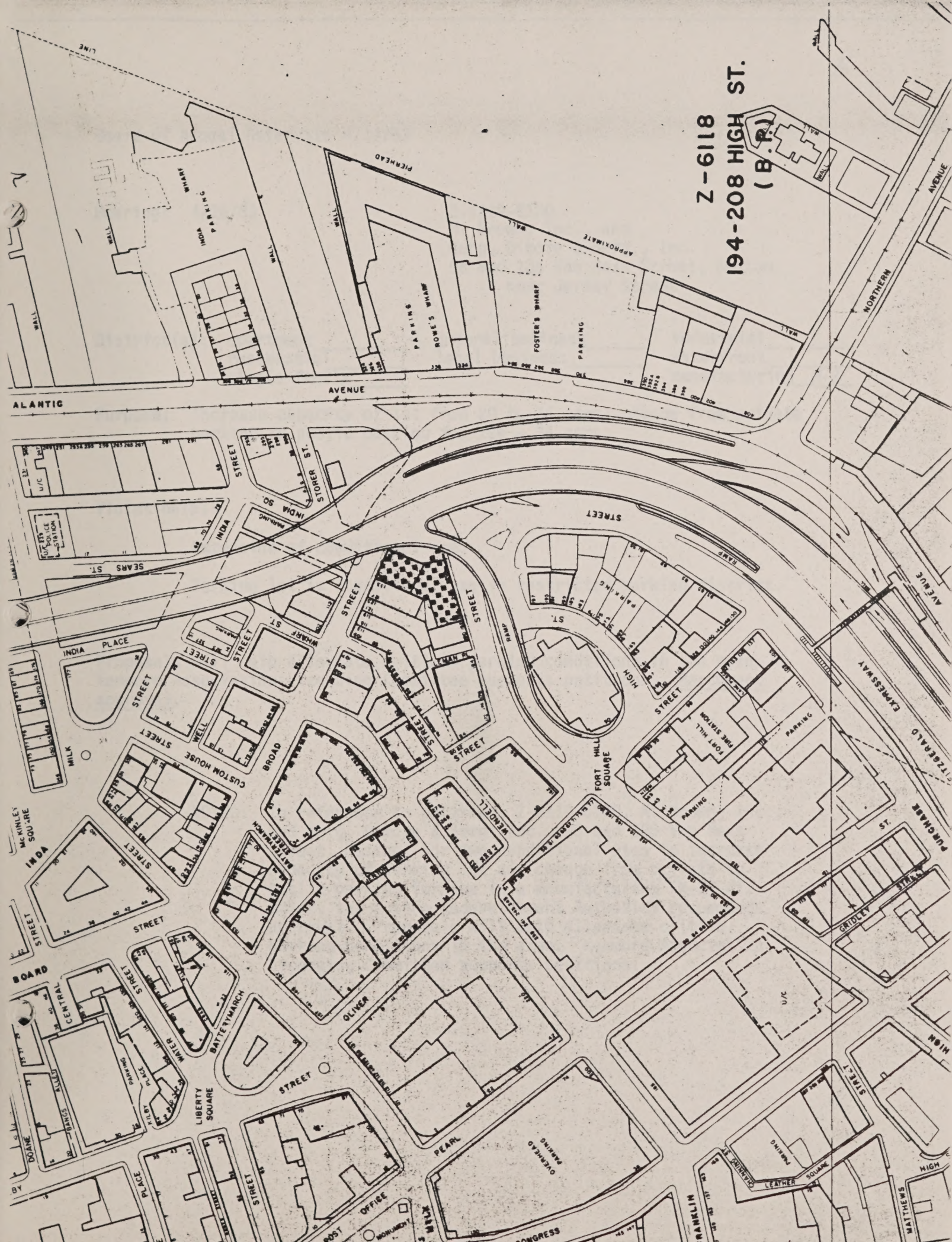
Purpose: erect two wall signs.

Violation(s):

Sign not allowed above second floor.

Proposal is excessive. Building presently supports four wall signs, four wall billboards, and two billboards on roof. Recommend denial.

VOTED: In reference to petition Z-6118, Hammond Trust Co., 194-208 High Street, Boston, for a conditional use to erect two wall signs in a general business (B-10) district, the Boston Redevelopment Authority recommends denial. Proposal is excessive. Building presently supports four wall signs, four wall billboards, and two billboards on roof. Petitioner should consult Authority for comprehensive sign design per Section 11-2 of the Zoning Code.



Z-6118
194-208 HIGH ST.
(B.P.)

5

Board of Appeal Referrals 4/14/83

Hearing: 4/26/83

Z-6119-6120
M. Brown, Inc., and
Berg, Dimore & Berg., Inc.
95 and 105 Van Ness Street, Boston
near Jersey Street

District(s): apartment _____ general business _____ industrial _____
residential _____ local business _____ waterfront _____
single family _____ manufacturing M-2

Purpose: increase capacity of lot from 20 to 34 cars; change from private parking to public parking for fee - 25 cars.

Violation(s):

Extension of conditional use.

Parking lot is conditional use in restricted parking district.

Proposals will help alleviate critical parking conditions in the area. Kenmore Association Licensing Committee supports petitions. Recommend approval.

VOTED: In reference to petitions Z-6119-6120, M. Brown, Inc., and Berg, Dimore & Berg, Inc., 95 and 105 Van Ness Street, Boston, for two conditional uses to increase capacity of parking lot and change from private to public parking for fee in a manufacturing (M-2) district, the Boston Redevelopment Authority recommends approval. Proposals will help alleviate critical parking conditions in the area. Kenmore Association Licensing Committee supports petitions.



Z-6119-20

95 & 105 VAN NESS ST.
(B.P.)

STREET

STREET

STREET

STREET

PARKING AREA

PARKING AREA

KILMARNOCK

VAN NESS

BOYLSTON

PETERBROUGH

BURLINGTON

AVENUE

STREET

STREET

AVENUE

JERSEY

IPSWICH

STREET

IPSWICH

REVENUE
SERVICE

DRIVE

ROSE
GARDEN

SEVEN
DAYS
DOWNTOWN
TEMPLE
& SCHOOL

SCHOOL

Board of Appeal Referrals 4/14/83

Hearing: 5/3/83

Z-6121

Gerard S. Curhan

84 Atlantic Avenue and 32-52 Commercial Wharf,
Boston

Five-story structure

District(s):	apartment_____	general business_____	industrial_____
	residential_____	local business_____	waterfront_____
	single family_____		manufacturing <u>M-2</u>

Purpose: legalize dormer addition.

Violation(s):

In variance with former decision of Board of Appeal.

Dormer, constructed after building permit was issued in error in 1980, is consistent with similar additions to structure. Recommend approval.

VOTED: In reference to petition Z-6121, Gerard S. Curhan, 84 Atlantic Avenue and 32-52 Commercial Wharf, Boston, for a variance to legalize dormer addition in a manufacturing (M-2) district, the Boston Redevelopment Authority recommends approval. Dormer, constructed after building permit was issued in error, is consistent with similar additions to structure.

Z-6121

84 ATLANTIC AVE.
32-52 COMMERCIAL WHARF
(B.P.)



Board of Appeal Referrals 4/14/83

Hearing: 5/3/83

Z-6139

Nettie Cummings

62 Greenwood Street, Dorchester
near York Street

Two-story structure

District(s):	apartment _____	general business _____	industrial _____
	residential <u>R-.8</u>	local business _____	waterfront _____
	single family _____		manufacturing _____

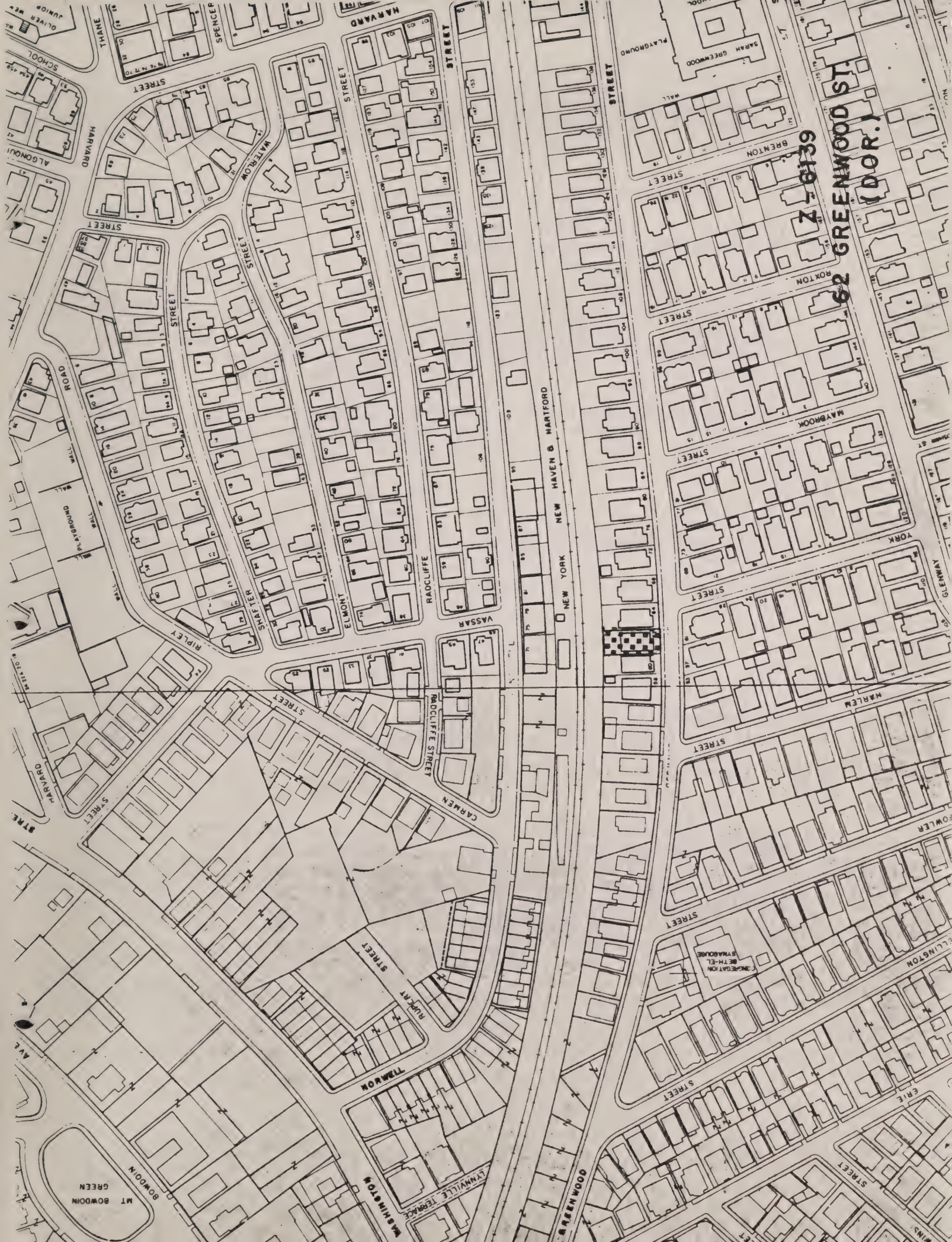
Purpose: legalize two-family dwelling; enclose two porches.

Violation(s):

Front and rear yards are insufficient.

Second-floor front and first-floor rear porches enclosed for children's recreation space. No response from abutters. Recommend approval.

VOTED: In reference to petition Z-6139, Nettie Cummings, 62 Greenwood Street, Dorchester, for two variances to legalize two-family dwelling and enclose porches in a residential (R-.8) district, the Boston Redevelopment Authority recommends approval. Second-floor front and first-floor rear porches enclosed for children's recreation space.



Board of Appeal Referrals 4/14/83

Hearing: 4/26/83

Z-6140-6141

R. David Cohen

20-20r Robinwood Avenue, Jamaica Plain
near Centre Street

2½-story structure

District(s): apartment _____ general business _____ industrial _____
residential R-.5 local business _____ waterfront _____
single family _____ manufacturing _____

Purpose: legalize occupancy - three-family dwelling - and erect shed
dormer addition; legalize occupancy - one-family dwelling and
one-car garage.

Violation(s):

Dwelling converted for more families is forbidden use.

Lot area, lot width, lot frontage, and side and rear yards are
insufficient.

Floor area ratio and number of stories are excessive.

No record of legal occupancy. Proposal is compatible with residential area.
Abutters have no objection. Recommend approval with proviso.

VOTED: In reference to petition Z-6140-6141, R. David Cohen,
20-20r Robinwood Avenue, Jamaica Plain, for a forbidden
use and ten variances to legalize occupancies as three-
family dwelling, one-family dwelling, and one-car
garage and erect shed dormer addition in a residential
(R-.5) district, the Boston Redevelopment Authority
recommends approval provided dormer plans are submitted
to the Authority for design review.



Z-6140-41
20-20(R)ROBINWOOD AVE
(J.P.)

SRI P. WHELE
SCHOOL

Board of Appeal Referrals 4/14/83

Hearing: 4/26/83

Z-6142

William J. and Mary K. Buckley
180 Marlborough Street, Boston
near Exeter Street

Four-story structure

District(s): apartment H-3-65 general business _____ industrial _____
 residential _____ local business _____ waterfront _____
 single family _____ manufacturing _____

Purpose: erect one-story addition.

Violation(s):

Floor area ratio is excessive.

Rear yard is insufficient.

Proposed dining room addition on roof of rear two-story ell would be excessive and would impair natural light to and vision from adjacent buildings. Recommend denial.

VOTED: In reference to petition Z-6142, William J. and Mary K. Buckley, 180 Marlborough Street, Boston, for two variances to erect a one-story addition to an apartment structure in an apartment (H-3-65) district, the Boston Redevelopment Authority recommends denial. Proposed dining room addition on roof of rear two-story ell would be excessive and would impair light to and vision from adjacent buildings.



Board of Appeal Referrals 4/14/83

Hearing: 5/3/83

Z-6145
Ruth Flora A. Schissler
55-55B South Street, Jamaica Plain
at Achorn Circle

Three-story structure

District(s): apartment _____ general business _____ industrial _____
residential _____ local business L-.5 waterfront _____
single family _____ manufacturing _____

Purpose: legalize occupancy - three-family dwelling

Violation(s):

Dwelling converted for more families is forbidden use.

Lot area is insufficient.

No record of legal occupancy. Conversion of first-floor office to dwelling unit is desirable and compatible with local business—residential area. Abutters support proposal. Recommend approval.

VOTED: In reference to petition Z-6145, Ruth Flora A. Schissler, 55-55B South Street, Jamaica Plain, for a forbidden use and a variance to legalize occupancy as three-family dwelling in a local business (L-.5) district, the Boston Redevelopment Authority recommends approval. Conversion of first-floor office to dwelling unit is desirable and compatible with local business—residential area.



Board of Appeal Referrals 4/14/83

Hearing: 5/3/83

Z-6146
Joseph B. Fiske
11 Mather Street, Dorchester
at Penhallow Street

2½-story structure

District(s):	apartment _____	general business _____	industrial _____
	residential <u>R-.5</u>	local business _____	waterfront _____
	single family _____		manufacturing _____

Purpose: change occupancy to three-family dwelling.

Violation(s):

Dwelling converted for more families is forbidden use.

Lot area, lot width, lot frontage, and open space are insufficient.

Number of stories is excessive.

No record of legal occupancy. Former third-floor lodging units will be converted to residential apartment, consistent with two- and three-family neighborhood. No response from abutters. Recommend approval.

VOTED: In reference to petition Z-6146, Joseph B. Fiske, 11 Mather Street, Dorchester, for a forbidden use and five variances for change of occupancy to three-family dwelling in a residential (R-.5) district, the Boston Redevelopment Authority recommends approval. Former third-floor lodging units will be converted to residential apartment consistent with two- and three-family neighborhood.



Z-6146
11 MATHER ST
(COR. KING ST.)

AVENUE

STREET

CHRIST
UNITARIAN
CHURCH

O'DONNELL TER.

O'DONNELL TER.

CLEMATIS

STREET

REDWOOD

STREET

WHITEN

FLORIDA

KING

DORCHESTER

ST. MARK'S
R.C. CHURCH

ST. MARK'S
R.C. SCHOOL

SAMOSSET

MELBOURNE

STREET

SHARP

STREET

STREET

ALLSTON

M.B.T.A. (UNDERGROUND)

M.B.T.A. SHAWMUT STATION

COURT

MATHER

COURT

CLEMENTINE

DAYTON ST.

NIXON

STREET

REMINOTON ST.

CENTRE

AVENUE

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Board of Appeal Referrals 4/14/83

Hearing: 5/3/83

Z-6149

Alan Fink

33 Lawrence Street, Boston
near Clarendon Street

Three-story structure

District(s):	apartment <u>H-3</u>	general business <u> </u>	industrial <u> </u>
	residential <u> </u>	local business <u> </u>	waterfront <u> </u>
	single family <u> </u>		manufacturing <u> </u>

Purpose: change occupancy from three to two apartment; erect penthouse-deck addition.

Violation(s):

Vertical addition not allowed within restricted roof district.

Open space is insufficient.

Penthouse addition, no higher than building adjacent, would provide living space and access to usable exterior space. Recommend approval with proviso.

VOTED: In reference to petition Z-6149, Alan Fink, 33 Lawrence Street, Boston, for a conditional use and a variance for change of occupancy from three to two apartments and erect penthouse-deck addition in an apartment (H-3) district, the Boston Redevelopment Authority recommends approval provided plans are submitted to the Authority for design review.



BERKELEY

CLARERDON

BARTMOUTH

ST. CHARLES

CAZENOVE

BUCKINGHAM

YARMOUTH

STREET

LAWRENCE

CANTON

33 LAWRENCE ST

(B.P.)

21-6149

STREET

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COLUMBUS

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MILFORD

DWIGHT

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Board of Appeal Referrals 4/14/83

Hearing: 4/26/83

Z-6150

Society of Jesus of New England
 New England College of Optometry
 418(r) Beacon Street, Boston
 near Hereford Street

One-story structure

District(s):	apartment H-3-65	general business	industrial
	residential	local business	waterfront
	single family		manufacturing

Purpose: change occupancy to dormitory for four students.

Violation(s):

Dormitory is conditional use.

Rear yard and off-street parking are insufficient.

Appellant proposes to sell structure to New England College of Optometry for use as a dormitory for four students. Proposal is inconsistent with residential character of Back Bay neighborhood and is strongly opposed by Neighborhood Association of the Back Bay, which seeks to return institutional buildings to residential use. Recommend denial.

VOTED: In reference to petition Z-6150, Society of Jesus of New England, 418(r) Beacon Street, Boston, for a conditional use and two variances for change of occupancy to dormitory in an apartment (H-3-65) district, the Boston Redevelopment Authority recommends denial. Dormitory use is inconsistent with residential character of Back Bay neighborhood and is opposed by the Neighborhood Association of the Back Bay.

LAGOON

STORROW

DAVE

TERRELL

FAIRFIELD

SEBEL

GLOUCESTER

WINDOM

HEREFORD

STREET

AVENUE

AVENUE

Z-6150

418 (R) BEACON ST.

(B.P.)

STREET

STREET

COMMONWEALTH

STREET

COMMONWEALTH

WALBROOK AVENUE

AVENUE

MASSACHUSETTS

IN REPAIR

DOCK



Board of Appeal Referrals 4/14/83

Hearing: 4/26/83

Z-6152

John J. Niak

12 Spring Street, West Roxbury
near Centre Street

District(s): apartment _____
residential _____
single family S-.5

general business _____
local business _____

industrial _____
waterfront _____
manufacturing _____

Purpose: erect enclosed porch.

Violation(s):

Front yard is insufficient.

Addition would be constructed on roof of existing first-floor front porch.
No objections. Recommend approval with proviso.

VOTED: In reference to petition Z-6152, John F. Niak,
12 Spring Street, West Roxbury, for a variance
to erect an enclosed porch addition in local
business (L-.5) and single family (S-.5) dis-
trict, the Boston Redevelopment Authority
recommends approval provided plans are submitted
to the Authority for design review.



Z-6152
12 SPRING ST
(W.R.)

Board of Appeal Referrals 4/14/83

Hearing: 4/26/83

Z-6155

Aileen M. Grant

145 West Street, Hyde Park
near Hyde Park Avenue

2½-story dwelling

District(s):	apartment_____	general business_____	industrial_____
	residential R-.5_____	local business_____	waterfront_____
	single family_____		manufacturing_____

Purpose: subdivide; legalize occupancy - one-family dwelling.

Violation(s):

Lod width, lot frontage, and side yard are insufficient.

Proposal will create separate lots for dwelling and auto repair structure.
No objections. Recommend approval.

VOTED: In reference to petition Z-6155, Aileen M. Grant, 145 West Street, Hyde Park, for three variances to subdivide and to legalize occupancy as one-family dwelling in a residential (R-.5) district, the Boston Redevelopment Authority recommends approval. Proposal will create separate lots for dwelling and auto repair structure.



Z-6155

145 WEST ST (H.R.)

Board of Appeal Referrals 4/14/83

Hearing: 4/26/83

Z-6166
William Braun
71 Beacon Street, Boston
near River Street

Five-story structure

District(s):	apartment <u>H-2-65</u>	general business <u> </u>	industrial <u> </u>
	residential <u> </u>	local business <u> </u>	waterfront <u> </u>
	single family <u> </u>		manufacturing <u> </u>

Purpose: erect one-story addition to six-unit apartment structure.

Violation(s):

Floor area ratio is excessive.

Open space is insufficient.

Penthouse would be enlarged to accommodate solarium. Minimal increase in floor area ratio. Public Garden opposite site mitigates open space deficiency.
Recommend approval.

VOTED: In reference to petition Z-6166, William Braun, 71 Beacon Street, Boston, for two variances to erect a one-story addition to a six-unit apartment structure in an apartment (H-2-65) district, the Boston Redevelopment Authority recommends approval. Penthouse would be enlarged to accommodate solarium. Minimal increase in floor area ratio. Public Garden opposite site mitigates open space deficiency.



Z-6166

71 BEACON ST.

(B.P.)

MASSACHUSETTS PARKING AUTHORITY

UNDERGROUND GARAGE

UNDERGROUND GARAGE EXIT WALL

ARLINGTON

EMBANKMENT RD.

EMBANKMENT

MEMORIAL

WATCH TOWER

OVAL

DRIVE

BEACON

STREET

BLAVER ST.

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Board of Appeal Referrals 4/14/83

Hearing: 4/26/83

Z-6167
Jeffrey Stannett
15a Medford Street, Boston
at North Washington Street

Parking lot

District(s):	apartment_____	general business_____	industrial_____
	residential_____	local business_____	waterfront_____
	single family_____		manufacturing M-4_____

Purpose: use premises for private and public parking - 14 cars.

Violation(s):

Parking lot is conditional use.

Lot was previously used for parking. Petitioner has received permit from Air Pollution Control Commission. Recommend approval with provisos.

VOTED: In reference to petition Z-6167, Jeffrey Stannett, 15a Medford Street, Boston, for conditional use to use premises for private and public parking in a manufacturing (M-4) district, the Boston Redevelopment Authority recommends approval with the following provisos; that public parking for fee be provided only during Boston Garden events; that all parking be confined to lot and not overhang street.



P.V.T. JOHN
DEFILIPPO
PLAYGROUND

15A MEDFORD ST
(B.P.)

Board of Appeal Referrals 4/14/83

Hearing: 4/26/83

Z-6182
Newworld Bank
11-17 Kingston Street, Boston
near Summer Street

District(s): apartment _____ general business B-10 industrial _____
residential _____ local business _____ waterfront _____
single family _____ manufacturing _____

Purpose: extend use of parking lot - 12 vehicles.

Violation(s):

In variance with former decision of Board of Appeal.

Air Pollution Control Commission has issued permit. Recommend approval with proviso.

VOTED: In reference to petition Z-6182, Newworld Bank, 11-17 Kingston Street, Boston, for a variance to extend use of parking lot in a general business (B-10) district, the Boston Redevelopment Authority recommends approval with the following proviso: that use be extended for two years.



